

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

REALTIME DATA, LLC d/b/a IXO,

Plaintiff,

VS.

MORGAN STANLEY, ET AL.,

Defendants.

Case No. 1:11-cv-6696-KBF

1:11-cv-6701-KBF

1:11-cv-6704-KBF

JURY TRIAL DEMANDED

ECF Case

**NOTICE OF JOINDER TO EXCHANGE DEFENDANTS'
RESPONSIVE BRIEF ON CLAIM CONSTRUCTION ISSUES
(DOCKET NO. 596 IN CASE NO. 1:11-CV-6697)**

Defendants BNY ConvergeX Group LLC, BNY ConvergeX Execution Solutions LLC, Credit Suisse Holdings (USA), Inc., Credit Suisse Securities (USA) LLC, The Goldman Sachs Group, Inc., Goldman, Sachs & Co., Goldman Sachs Execution & Clearing, L.P., HSBC Bank USA, N.A., HSBC Securities (USA), Inc., J.P. Morgan Chase & Co., J.P. Morgan Securities, Inc., J.P. Morgan Clearing Corp., Morgan Stanley, and Morgan Stanley & Co, Incorporated (collectively, the “Bank Defendants”) respectfully join the Responsive Brief on Claim Construction Issues filed by the Exchange Defendants in *Realtime Data, LLC v. CME Group, Inc., et al.*, Consolidated Case Nos. 1:11-cv-6697 (Dkt. No. 596), 1:11-cv-6699, and 1:11-cv-6702.¹ For the reasons presented in the Exchange Defendants’ Brief (which are incorporated by

¹ The Bank Defendants understand that a similar notice of joinder will be filed by the Data Provider Defendants in *Realtime Data, LLC v. Thomson Reuters, et al.*, Consolidated Case Nos. 1:11-cv-6698, 1:11-cv-6700, and 1:11-cv-6700.

reference herein), the Bank Defendants respectfully request the same claim constructions proposed by the Exchange Defendants for the disputed claim terms.

Dated: April 20, 2012

Respectfully submitted,

/s/ Daniel A. DeVito

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing document was filed electronically in compliance with Local Rule 5.2 via the Court's CM/ECF system on April 20, 2012, and, as such, was served on all counsel of record.

/s/ Daniel A. DeVito

Daniel A. DeVito